

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
) Case No. 06-241M
 v.)
)
 VAN XUAN BENNUM,) DETENTION ORDER
)
 Defendant.)
 _____)

Offenses charged:

Count 1: Distribution of Methamphetamine in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A).

Date of Detention Hearing: May 26, 2006.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds the following:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk based on the nature of the pending charges and because defendant is facing a possible 20-year mandatory minimum sentence.

(2) Defendant is a United States citizen but has strong family ties and close contacts to Vietnam.

(3) During the past month, defendant has transferred by wire \$72,000 to Vietnam.

(4) Defendant has admitted travelling to Vietnam during the years of 2005 and

2006. At the time defendant's passport was seized, there were no markings by Customs officials of the trips, indicating the possible existence of other passports or identities in the possession of defendant.

(5) There appear to be no conditions or combination of conditions other than detention that will address the risk of flight and the danger to other persons of the community posed by defendant.

IT IS THEREFORE ORDERED:

- (1) Defendant shall be detained pending trial and committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
- (2) Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- (3) On order of a court of the United States or on request of an attorney for the government, the person in charge of the corrections facility in which defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
- (4) The Clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 26th day of May, 2006.


JAMES P. DONOHUE
United States Magistrate Judge